

DATE	PROCEEDINGS
6-7-67 6-7-67	Order of Probation filed and entered.(AEB-J)h Two c.c. of Probation Order delivered to Prob. Office.h

UNITED STATES COMMISSIONER

Northern DISTRICT OF Oklahoma.

RECORD OF PROCEEDINGS IN CRIMINAL CASES

BEFORE BENJAMIN B. BALLENGER
(Name of commissioner)

FEDERAL BUILDING, TULSA, OKLAHOMA.
(Address)

COMMISSIONER'S
DOCKET No. 1 CASE No. 225
THE UNITED STATES
vs.
PHILLIP LEE GAYNOR (31)

Complaint filed on 3-17-67, 19, by Ernest J. Marquardt
Official title U.S. Bureau of Narcotics, charging violation of
United States Code, Title 26, Section 4744(a) on 3-17-67
19, at Tulsa, Okla. in the
division of the Northern district of Oklahoma.
as follows: knowingly, willfully & unlawfully
acquire a quantity of marihuana, to-wit:
approximately 10.0 grams of such marihuana without
having paid the transfer tax imposed by section
4741(a), Title 26, USC in Vio. of Sec. 4744(a)
Title 26 USC. (Here insert brief summary of facts constituting offense charged)

WARRANTS OR SUMMONS ISSUED:

Date March 17, 1967 Warrant/Summons for Phillip Lee Gaynor
to (name and title of officer) To Any U. S. Marshal or Any Authorized U.S. Officer (Name of defendant)
Substance of return Arrested by: O/Neil L. Cobb, U.S.D.M. FILED
16, 757
MAR 22 1967
Date Warrant/Summons for
to (name and title of officer)
Substance of return NOBLE C. HOOD
Clerk, U. S. District Court

PROCEEDINGS ON FIRST PRESENTATION OF ACCUSED TO COMMISSIONER: Ballenger

Date March 17, 1967 Arrested by O/Neil L. Cobb { on warrant of Benjamin B. Ballenger
U.S.D.M. U.S. Commissioner (Name of issuing officer)
without warrant.

Appearances { for United States
for accused Robert G. Brown, ATty, Tulsa, Okla. (Name) (Address)
Proceedings taken Defendant presented and was represented by counsel, Robert G. Brown, ATty. (Name) (Address)
(Here insert with dates, when appropriate, a serial account of essential steps taken at hearing such as "complaint prepared")
Defendant advised of charge filed against him, his constitutional

if arrest is without warrant: "defendant informed of complaint and right to retain counsel and preliminary hearing": "preliminary examination waived,"
rights as to counsel and a preliminary hearing. Preliminary hearing was

if that is the fact; any adjournments taken, etc.
requested and set for March 22, 1967 @ 8:30 A.M. Def't. advised bond fixed
at \$1,500.00. Upon his failure to post bond he was remanded to the custody
of the U.S. Marshal.

Outcome

Bail fixed 3-17-67, 19 Amount, \$ 1,500.00 Bonded, 19, by cash
deposited by (name) Address
transmitted to clerk of district court, 19 [or] by surety
(name) Address
(name) Address
justified by affidavit dated, 19, [or] committed to Custody of U.S. Marshal, who
on March 17, 1967

SUBPOENAS FOR WITNESSES ISSUED:

_____, 19____, for (name of witness) _____
 at request of (name of party) _____
 Substance of return _____

_____, 19____, for (name of witness) _____
 at request of (name of party) _____
 Substance of return _____

_____, 19____, for (name of witness) _____
 at request of (name of party) _____
 Substance of return _____

PRELIMINARY EXAMINATION:

(Not to be used if case was disposed of at first presentation)

Date March 22, 1967 Appearances for

{	United States	(Name)	<u>James E. Ritchie, Ass't.</u>
		(Address)	<u>U.S. Atty, Tulsa, Okla.</u>
{	Accused	(Name)	<u>Robert G. Brown, Atty.</u>
		(Address)	<u>Tulsa, Oklahoma.</u>

WITNESSES FOR UNITED STATES:

(List names and addresses)

Ernest J. Marquardt, U.S. Bureau of Narcotics.

WITNESSES FOR ACCUSED:

(List names and addresses)

Witness payroll containing _____ names certified to United States Marshal for payment _____, 19____.
 Proceedings taken. Defendant present and represented by counsel.
Ernest J. Marquardt sworn and testifies. Commissioner finds there was
 probable cause to believe the act was committed and the accused committed
 it. Defendant was advised of his constitutional rights. Defendant released
 on \$1,500.00 bond signed by his mother. Held for Court Action.

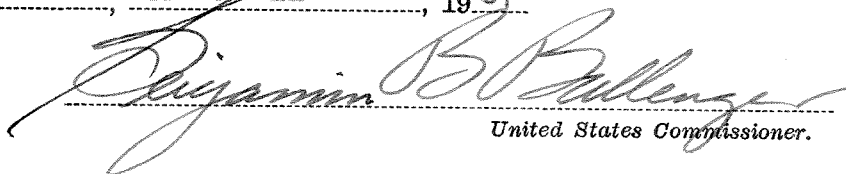
Outcome Held for Court Action.

Bail fixed 3-17-67, 19____ Amount, \$ 1,500.00 Bonded 3-22-67, 19____, by cash
 deposited by (name) _____ Address _____
 transmitted to clerk of district court _____
 [or] by surety (names) Philip Lee Gaynor Address 308 N. Washington, Elk City, Okla.
 and Dolores Gaynor (Mother) Address 308 N. Washington, Elk City, Okla.
 who justified by affidavit March 22, 1967 Committed to (CA 5-3048)
 on _____, 19____

Certified to be a correct transcript.

Made this 22nd day of March, 19 67

Transmitted to Clerk of United States District Court for the Northern
 district of Oklahoma, March 22, 19 67


 United States Commissioner.